

1 Dennis Cunningham #112910
115-A Bartlett Street
2 San Francisco, CA 94110
415-285-8091 / FAX 285-8092

3 Attorney for Plaintiffs
4

5 **UNITED STATES DISTRICT COURT**
6 **NORTHERN DISTRICT OF CALIFORNIA**
7 **SAN JOSE DIVISION**

8 IVAN VERNARD CLEVELAND,

No. Cv 07-2809-JF

9 Plaintiff,

10 vs.

ORDER TO SHOW CAUSE (PROPOSED)
re: Ransacking of Plaintiff's Cell at CTF-Soledad

11 BEN CURRY, Warden, et al.,

12 Defendants.
13

14 It appearing that the plaintiff, Ivan Cleveland, a prisoner at CTF-Soledad who has
15 complained that he was sexually molested by a guard there, with the toleration of the Warden, in
16 an action in this Court under the Civil Rights Acts which the Court has previously authorized,
17 has recently had his cell at Soledad ransacked, and property including legal papers from this case
18 destroyed, defaced or removed without explanation; and there being grounds for concern that this
19 action was taken in retaliation for his allegations in this action,

20 IT IS HEREBY ORDERED:

21 That the prison Warden, defendant Curry — or a responsible surrogate from the prison
22 administration with personal knowledge of the facts — be, and he is hereby directed to appear
23 before this Court at a hearing on _____, 2008, at _____ o'clock in the ____noon, and then
24 and there SHOW CAUSE why action should not be taken by the Court, including the imposition
25 of sanctions where appropriate, to punish the depredations against the plaintiff, and forestall and
26 prevent any further retaliation against him in the premises of this case.

27 DATED: _____, 2008

28 ENTER: _____
Judge of the U.S. District Court